IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

WEDNESDAY, THE 20TH JUNE 2007 / 30TH JYAISHTA 1929

OP.No. 5711 of 2003(E)

PETITIONER:

M/S. GREEN ACRES ESTATE (P) LIMITED,
NELLIAMPATHY VILLAGE, CHITTOOR TALUK,
PALAKKAD DISTRICT, REPRESENTED BY ITS DIRECTOR,
M.R.FRANCIS.

BY ADV. SRI.N.JAMES KOSHY

RESPONDENTS:
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1. **SRI.RAVIVARMA THAMPAN,**
   S/O. V.DHATRI VALIYA RANI OF VENGUNAD PALACE,
   KOLLENGODE.

2. **SMT.V.SARADA THAMBATTY,**
   D/O. V.DHATRI VALIYA RANI, GEETHA LATHA, 154,
   MAIN ROAD, R.M.C. EXTENSION, BANGALORE,
   NOW RESIDING AT KALARI KOVILAKOM,KOLLENGOD VILLAGE
   CHITTOOR TALUK, PALAKKAD DISTRICT.

3. **V.MEENAKSHI ALIAS VIMALA THAMBATTY,**
   KALARI KOVILAKOM, KOLLENGODE VILLAGE,
   CHITTOOR TALUK, PALAKKAD DISTRICT.

4. **V.JAYALAKSHMI ALIAS JAYASREE,**
   D/O. V.SARADATHAMBATTY, KALARI KOVILAKOM,
   KOLLENGODE VILLAGE,CHITTOOR TALUIK, PALAKKAD DIST.

5. **V.JAYARAJAN, S/O. V.SARADA THAMBATTY,**
   KALARI KOVILAKOM, KOLLENGODE VILLAGE,
   CHITTOOR TALUK, PALAKKAD DISTRICT.

6. **N.S.KRISHNAN, ADVOCATE,**
   JOINT ADVOCATE RECEIVER IN O.S.NO.1/1964,
   DISTRICT COURT, PALAKKAD, PALAKKAD.

...2/-

7. N.PRABHA SANKAR, ADVOCATE,
JOINT ADVOCATE RECEIVER IN O.S.NO.1/1964,
DISTRICT COURT, PALAKKAD, PALAKKAD.

8. P.RATHNAVALLY, ADVOCATE,
JOINT ADVOCATE RECEIVER IN O.S.NO.1/1964,
DISTRICT COURT, PALAKKAD, PALAKKAD.

BY

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 20/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON C.M.P.NO.9911/2003 IN O.P.NO.5711/2003 E

DISMISSED

20/06/2007 **SD/- PIUS C. KURIAKOSE, JUDGE**

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: **COPY OF THE LEASE DEED, DOCUMENT NO.640/1890 DTD. 11/04/1890.**

EXT.P2: **COPY OF THE DOCUMENT NO.642/1890, DTD. 11/04/1890.**

EXT.P3: **COPY OF THE SALE DEED DTD. 28/12/1944.**

EXT.P4: **COPY OF PROCEEDINGS DTD. 14/07/1997.**

EXT.P5: **COPY OF THE POSSESSION CERTIFICATE DTD. 16/01/1995.**

EXT.P6: **COPY OF THE PRELIMINARY JUDGMENT IN O.S.NO.1/1964 DTD. 15/07/1967.**

EXT.P7: **COPY OF THE AFFIDAVIT FILED BY THE 2ND RESPONDENT DTD. 26/12/2002 IN O.S.1/1964.**

EXT.P8: **COPY OF THE ORDER I.A.NO.8 OF 2003 IN I.A.NO.953 OF 1974 IN O.S.NO.1 OF 1964 DTD. 10/01/2003.**

EXT.P9: **COPY OF THE ORDER I.A.NO.8 OF 2003 IN I.A.NO.953 OF 1974 IN O.S.NO.1 OF 1964 DTD. 25/01/2003.**

EXT.P10: **COPY OF THE NOTICE DTD. 01/02/2003.**

EXT.P11: **COPY OF THE RECEIPT ISSUED BY THE ESTATE MANAGER DTD. 01/02/2003.**

EXT.P12: **COPY OF THE ORDER IN C.M.P.NO.8972/2003 IN O.P.NO. 5072/2003.**

/TRUE COPY/

KSS,

PIUS C. KURIAKOSE,J.

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O.P.No.5711 of 2003

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Dated: 20th June, 2007

JUDGMENT

In view of the statement filed by the Joint Receivers N.S.Krishna, M.Prabhasankar and P.Rathanavally in O.S.No.1 of 1964 who are respondents 6, 7 and 8 in the Original Petition which is produced as Annexure along with the memo dated 21st May, 2003, this Original Petition will stand disposed of on the basis that it is not necessary to grant reliefs at the moment.

srd **PIUS C.KURIAKOSE, JUDGE**